

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First named inventor: Maurice Peter Bianchi

Confirm. No. 2668

Serial No. 10/806,710

Art Unit: 1795

Filing Date: June 23, 2004

Examiner: Shannon Gardner

Title: SOLAR CELL ASSEMBLY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF

The Notice, dated 24 July 2009, indicates that the appeal brief filed 22 June 2009 is non-compliant because it fails to provide the correct status of all of the claims. The Notice also indicates that only the defective area need be supplied.

Section 3 of the appeal brief indicates that claims 3, 17-19 and 23-24 are cancelled and that claims 1, 2, 4-16, 20-22 and 25 are pending and rejected. This is incorrect. Claim 6 was cancelled in the response filed Feb. 21, 2008.

A corrected section 3 is attached. The corrected section 3 indicates that claim 6 is cancelled. Corrected section 3 is in agreement with the claims listed in Appendix A of the appeal brief.

I hereby certify that this paper is being
electronically filed from California via the Office
electronic filing system in accordance with §
1.6(a)(4) on August 24, 2009.

/Hugh Gortler #33,890/
Hugh P. Gortler
Reg. No. 33,890

Respectfully submitted,

/Hugh Gortler #33,890/
Hugh P. Gortler
Reg. No. 33,890
(949) 454-0898

Date: August 14, 2008

3. STATUS OF CLAIMS

Claims 3, 6, 17-19 and 23-24 are cancelled.

Claims 1, 2, 4-5, 7-16 and 20-22 and 25 are pending.

Claims 1, 2, 4-5, 7-16, 20-22, and 25 are rejected.

The rejections of claims 1, 2, 4-5, 7-12, 15-16, 20-22, and 25 are being appealed.